

1 **H. B. 4039**

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3 (By Delegate Howell)

4 [Introduced January 12, 2012; referred to the

5 Committee on the Judiciary then Finance.]

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10 A BILL to amend the Code of West Virginia, 1931, as amended, by

11 adding thereto a new section, designated §61-3-59, relating to

12 prohibiting the disruption of emergency communications by

13 sabotage; providing penalties.

14 *Be it enacted by the Legislature of West Virginia:*

15 That the Code of West Virginia, 1931, as amended, be amended

16 by adding thereto a new section, designated §61-3-59, to read as

17 follows:

18 **ARTICLE 3. CRIMES AGAINST PROPERTY.**

19 **§61-3-59. Disruption of emergency communications by means of**

20 **sabotage; penalty.**

21 Any person who willfully disrupts emergency communications by

22 theft of equipment or other means within the jurisdiction of any

23 county within this state where communications equipment is present,

1 with the intent to remove equipment to commit larceny shall be
2 guilty of a felony and, upon conviction thereof, shall be
3 imprisoned in a state correctional facility not less than one year
4 nor more than ten years or fined not more than \$10,000, or both.

NOTE: The purpose of this bill is to criminalize the disruption of emergency communications by means of sabotage and provide a penalty.

§61-3-59 is new; therefore, it has been completely underscored.